

1 GENERAL GOVERNMENT CABINET

2 Board of Dentistry

3 (New Administrative Regulation)

4 201 KAR 8:530. Licensure of dentists.

5 RELATES TO: KRS 214.615, 2010 Ky. Acts ch. 85, sec. 5, 2010 Ky. Acts ch. 85, sec. 6, 2010 Ky. Acts
6 ch. 85, sec. 13, 2010 Ky. Acts ch. 85, sec. 17, 2010 Ky. Acts ch. 85, sec. 22

7 STATUTORY AUTHORITY: KRS 214.615(2), 2010 Ky. Acts ch. 85, sec. 3(1)(a), (b), (c), 2010 Ky.
8 Acts ch. 85, sec. 6(1), (3), 2010 Ky. Acts ch. 85, sec. 22

9 NECESSITY, FUNCTION, AND CONFORMITY: 2010 Ky. Acts ch. 85, sec. 6 requires the board to
10 promulgate administrative regulations relating to requirements and procedures for the licensure of
11 dentists. This administrative regulation establishes those requirements and procedures.

12 Section 1. General Licensure Requirements. An applicant desiring dental licensure in the
13 Commonwealth shall at a minimum:

- 14 (1) Understand, read, speak, and write the English language with a comprehension and
15 performance level equal to at least the ninth grade of education, otherwise known as Level 4,
16 verified by testing as necessary;
- 17 (2) Submit a completed and signed "Application for Dental Licensure";
- 18 (3) Pay the fee required 201 KAR 8:520;
- 19 (4) Not be currently subject to disciplinary action pursuant to KRS Chapter 313 which would
20 prevent licensure;
- 21 (5) Provide proof of completion of the requirements of KRS 214.615(1);

- (6) Complete and pass the board's jurisprudence exam;
- (7) Provide proof of having current certification in cardiopulmonary resuscitation (CPR) which meets or exceeds the guidelines set forth by the American Heart Association;
- (8) Submit to a criminal background check from the Administrative Office of the Courts in Kentucky, from the state or states of residence for the last five (5) years, or by fingerprint;
- (9) Provide verification within three (3) months of the date the application is received at the office of the board of any license to practice dentistry held previously or currently in any state or jurisdiction;
- (10) Provide proof that the applicant is a graduate of a Commission on Dental Accreditation (CODA) accredited dental school or college or dental department of a university;
- (11) Provide proof that the applicant has successfully completed Part I and Part II of the National Board Dental Examination, which is written and theoretical, conducted by the Joint Commission on National Dental Examinations; and
- (12) Provide a written explanation for any positive returns on a query of the National Practitioner Data Bank.

Section 2. Requirements for Licensure by Examination.

- (1) Each individual desiring initial licensure as a dentist by examination shall complete all of the requirements listed in Section 1 of this administrative regulation.
- (2) Each individual desiring initial licensure as a dentist by examination shall successfully complete a clinical examination within the five (5) years preceding the filing of his application.
 - (a) Prior to July 15, 2015, the board shall accept the following regional clinical examinations:
 1. The examination of the Council of Interstate Testing Agencies (CITA);
 2. The examination of the Central Regional Dental Testing Service (CRDTS);

1 3. The examination of the North East Regional Board of Dental Examiners (NERB);

2 4. The examination of the Southern Regional Testing Agency (SRTA); and

3 5. The examination of the Western Regional Examining Board (WREB).

4 (b) After July 15, 2015, the board shall only accept a nationalized clinical examination.

5 (3) An individual desiring initial licensure as a dentist by examination more than two (2) years
6 after fulfilling all of the requirements of his CODA accredited dental education shall:

7 (a) Hold a license to practice dentistry in good standing in another state or territory of the United
8 States or the District of Columbia; or

9 (b) If the applicant does not hold a license to practice dentistry in good standing, complete a
10 board approved refresher course prior to receiving a license to practice dentistry in the
11 Commonwealth of Kentucky.

12 (4) An applicant who has taken a clinical examination three (3) times and failed to achieve a
13 passing score shall not be allowed to sit for the examination again until the applicant has
14 completed and passed a remediation plan approved by the board.

15 Section 3. Requirements for Licensure by Credentials. Each individual desiring initial licensure as a
16 dentist by credentials shall:

17 (1) Complete all of the requirements listed in Section 1 of this administrative regulation;

18 (2) Provide proof of having passed a state, regional, or national clinical examination used to
19 determine clinical competency in a state or territory of the United States or the District of
20 Columbia; and

21 (3) Provide proof that, for five (5) of the six (6) years immediately preceding the filing of the
22 application, the applicant has been engaged in the active practice of dentistry when he or she was
23 legally authorized to practice dentistry in a state or territory of the United States or the District of

1 Columbia if the qualifications for the authorization were equal to or higher than those of the
2 Commonwealth of Kentucky.

3 Section 4. Requirements for Student Limited Licensure.

4 (1) Each individual desiring a student limited license shall:

5 (a) Complete all of the requirements listed in Section 1 of this administrative regulation with the
6 exception of subsections (10) and (11);

7 (b) Provide a letter from the dean or program director of a postgraduate, residency, or fellowship
8 program in the Commonwealth of Kentucky stating that the applicant has been accepted into a
9 the program and the expected date of completion;

10 (c) Submit a signed "Statement Regarding Student Licensure Limitations"; and

11 (d) Submit an official final transcript of his dental coursework with degree posted.

12 (2) An individual licensed under this section shall only practice dentistry in conjunction with
13 programs of the dental school where the individual is a student and may only provide
14 professional services to patients of these programs.

15 (3) Licenses issued under this section shall be renewed with all other dental licenses issued by
16 the board and shall automatically expire upon the termination of the holder's status as a student.

17 (4) A program enrolling an individual holding a student limited license shall notify the board in
18 writing of the date the student graduates from or exits the program.

19 (5) Nothing in this section shall prohibit:

20 (a) Students from performing dental operations under the supervision of competent instructors
21 within the dental school, college, or department of a university or private practice facility
22 approved by the board. The board may authorize the students of any dental college, school, or
23 department of a university to practice dentistry in any state or municipal institution or public

1 school, or under the board of health, or in a public clinic or a charitable institution. No fee shall
2 be accepted by the student beyond the expenses provided by the stipend;

3 (b) Student limited license holders from working under the general supervision of a licensed
4 dentist within the confines of the postgraduate training program; and

5 (c) Volunteer health practitioners from providing services under KRS 39A.350-366.

6 Section 5. Requirements for Faculty Limited Licensure.

7 (1) Each individual desiring a faculty limited license shall:

8 (a) Complete all of the requirements listed in Section 1 of this administrative regulation with the
9 exception of subsections (10) and (11);

10 (b) Provide a letter from the dean or program director of the dental school showing a faculty
11 appointment with one (1) of the Commonwealth's dental schools;

12 (c) Submit a signed "Statement Regarding Faculty Licensure Limitations"; and

13 (d) Submit an official final transcript of his dental coursework with degree posted.

14 (2) An individual licensed under this section shall only practice dentistry in conjunction with
15 programs of the dental school where the individual is a faculty member and may only provide
16 professional services to patients of these programs.

17 (3) Licenses issued under this section shall be renewed with all other dental licenses issued by
18 the board and shall automatically expire upon the termination of the holder's status as a faculty
19 member.

20 (4) A programs employing an individual holding a faculty limited license shall notify the board
21 in writing of the date the licensee exits the program.

22 Section 6. Requirements for Licensure of Foreign Trained Dentists.

23 (1) Each individual desiring licensure as a dentist who is a graduate of a non-CODA accredited

dental program shall successfully complete two (2) years of post-graduate training in a CODA accredited general dentistry program and shall:

(a) Provide proof of having passed the Test of English as a Foreign Language (TOEFL) administered by the Educational Testing Service with a score of 650 on the paper-based examination or a score of 116 on the internet-based examination, if English is not the applicant's native language;

(b) Submit a completed and signed "Application for Dental Licensure";

(c) Pay the fee required by 201 KAR 8:520;

(d) Not be currently subject to disciplinary action pursuant to KRS Chapter 313 which would prevent licensure;

(e) Provide proof of having completed the requirements of KRS 214.615(1);

(f) Complete and pass the board's jurisprudence exam;

(g) Provide proof of having current certification in cardiopulmonary resuscitation (CPR) which meets or exceeds the guidelines set forth by the American Heart Association;

(h) Submit to a criminal background check from the Administrative Office of the Courts in Kentucky, from the state or states of residence for the last 5 years, or by fingerprint;

(i) Provide verification within three (3) months of the date the application is received at the office of the board of any license to practice dentistry held previously or currently in any state or jurisdiction;

(j) Provide proof of having successfully completed two (2) years post-graduate training in a CODA accredited general dentistry program;

(k) Submit one (1) letter of recommendation from the program director of each training site;

(l) Provide proof of successful completion of Part I and Part II of the National Board Dental

Examination, which is written and theoretical, conducted by the Joint Commission on National Dental Examinations within the five (5) years preceding application for licensure;

(m) Provide proof of successfully completing within the five (5) years prior to application a clinical examination approved in Section 2(2) of this administrative regulation; and

(n) Provide a written explanation for any positive returns on a query of the National Practitioner Data Bank.

(2) An individual desiring initial licensure as a dentist who is a graduate of a non-CODA accredited dental program and applies more than two (2) years after fulfilling all of the requirements of his post-graduate training in a CODA accredited general dentistry program shall:

(a) Hold a license to practice dentistry in good standing in another state or territory of the United States or the District of Columbia; or

(b) If the applicant does not hold a license to practice dentistry in good standing, complete a board approved refresher course prior to receiving a license to practice dentistry in the Commonwealth of Kentucky.

Section 7. Requirements for Charitable Limited Licensure.

(1) Each individual desiring a charitable limited license shall:

(a) Understand, read, speak, and write the English language with a comprehension and performance level equal to at least the ninth grade of education, otherwise known as Level 4, verified by testing as necessary;

(b) Submit a completed and signed "Application for Charitable Dental Licensure";

(c) Not be subject to disciplinary action pursuant to KRS Chapter 313 which would prevent licensure;

(d) Have a license to practice dentistry in good standing in another state or territory of the United

1 States or the District of Columbia; and

2 (e) Provide a written explanation for any positive returns on a query of the National Practitioner
3 Data Bank.

4 (2) An individuals licensed under this section shall:

5 (a) Work only with charitable entities registered with the Cabinet for Health and Family Services
6 which have met the requirements of 2010 Ky. Acts ch. 85, sec. 22 and 201 KAR 8:580;

7 (b) Only perform procedures allowed by 2010 Ky. Acts ch. 85, sec. 22, which shall be completed
8 within the duration of the charitable event;

9 (c) Be eligible for the provisions of medical malpractice insurance procured under KRS 304.40-
10 075;

11 (d) Perform these duties without expectation of compensation or charge to the individual, and
12 without payment or reimbursement by any governmental agency or insurer; and

13 (e) Have a charitable limited license which shall be vaild for no more than two (2) years and
14 shall expire during the regular dental renewal cycle.

15 Section 8. Requirements for Specialty Licensure. Each individual desiring initial licensure as a specialist
16 as defined by 2010 Ky. Acts ch. 85, sec. 1 shall:

17 (1) Submit a completed and signed "Application for Specialty Licensure";

18 (2) Pay the fee required by 201 KAR 8:520;

19 (3) Hold an active Kentucky license to practice general dentistry prior to being issued a specialty
20 license; and

21 (4) Submit satisfactory evidence of completing a CODA accredited graduate or postgraduate
22 specialty program after graduation from a dental school.

23 Section 9. Minimum Continuing Education Requirements.

- (1) Each individual desiring renewal of an active dental license shall complete thirty (30) hours of continuing education which relates to or advances the practice of dentistry and would be useful to the licensee in his practice.
- (2) Acceptable continuing education hours shall include course content designed to increase:
- (a) Competency in treating patients who are medically compromised or who experience medical emergencies during the course of dental treatment;
 - (b) Knowledge of pharmaceutical products and the protocol of the proper use of medications;
 - (c) Competence to diagnose oral pathology;
 - (d) Awareness of currently accepted methods of infection control;
 - (e) Knowledge of basic medical and scientific subjects including, but not limited to, biology, physiology, pathology, biochemistry, pharmacology, epidemiology, and public health;
 - (f) Knowledge of clinical and technological subjects including, but not limited to, clinical techniques and procedures, materials, and equipment;
 - (g) Knowledge of subjects pertinent to patient management, safety, and oral healthcare;
 - (h) Competency in assisting in mass casualty or mass immunization situations;
 - (i) Clinical skills through the volunteer of clinical charitable dentistry which meets the requirements of 2010 Ky. Acts ch. 85, sec. 22;
 - (j) Knowledge of office business operations and best practices; or
 - (k) Participation in dental association or society business meetings.
- (3) A minimum of ten (10) hours shall be taken in a live interactive presentation format.
- (4) A maximum of ten (10) hours total may be taken which meet the requirements of Section 9(2)(h)-(k) of this administrative regulation.
- (5) All continuing education hours shall be verified by the receipt of a certificate of completion

1 or certificate of attendance bearing:

2 (a) The signature of or verification by the provider;

3 (b) The name of the licensee in attendance;

4 (c) The title of the course or meeting attended or completed;

5 (d) The date of attendance or completion;

6 (e) The number of hours earned; and

7 (f) Evidence of the method of delivery if the course was taken in a live interactive presentation
8 format.

9 (6) It shall be the sole responsibility of the individual licensee to obtain documentation from the
10 provider or sponsoring organization verifying participation as outlined in Section 9(5) of this
11 administrative regulation and to retain the documentation for a minimum of five (5) years.

12 (7) At the time of license renewal, each licensee shall attest to the fact that he or she has
13 complied with the requirements of this section.

14 (8) Each licensee shall be subject to audit of proof of continuing education compliance by the
15 board.

16 Section 10. Requirements for Renewal of a Dental License.

17 (1) Each individual desiring renewal of an active dental license shall:

18 (a) Submit a completed and signed "Application for Renewal of Dental Licensure";

19 (b) Pay the fee required by 201 KAR 8:520;

20 (c) Maintain with no more than a thirty (30) day lapse CPR certification which meets or exceeds
21 the guidelines set forth by the American Heart Association unless a hardship waiver is submitted
22 to and subsequently approved by the board;

23 (d) Meet the requirements of KRS 214.615(1) regarding HIV/AIDS education for healthcare

1 providers; and

2 (e) Meet the continuing education requirements as outlined in Section 9 of this administrative
3 regulation except in the following cases:

4 1. If a hardship waiver has been submitted to and is subsequently approved by the board;

5 2. If the licensee graduated in the first year of the renewal biennium, in which case the licensee
6 shall complete one-half of the hours as outlined in Section 9 of this administrative regulation;

7 and

8 3. If the licensee graduated in the second year of the renewal biennium, in which case the
9 licensee shall not be required to complete the continuing education requirements outlined in
10 Section 9 of this administrative regulation.

11 (2) If a licensee has not actively practiced dentistry in the two (2) consecutive years preceding
12 the filing of the renewal application, he or she shall complete and pass a board approved
13 refresher course prior to resuming the active practice of dentistry.

14 Section 11. Retirement of a License.

15 (1) Each individual desiring retirement of a dental license shall submit a completed and signed
16 “Retirement of License Form”.

17 (2) Upon receipt of this form, the board will send written confirmation of retirement to the last
18 known address of the licensee.

19 (3) No individual may retire a license that has pending disciplinary action against it.

20 (4) Each retirement shall be effective upon the processing of the completed and signed
21 “Retirement of License Form” by the board.

22 Section 12. Reinstatement of a License.

23 (1) Each individual desiring reinstatement of a properly retired dental license shall:

- (a) Submit a signed and completed "Application to Reinstate a Dental License";
 - (b) Pay the fee required by 201 KAR 8:520;
 - (c) Show proof of having current certification in CPR which meets or exceeds the guidelines set forth by the American Heart Association;
 - (d) Provide verification within three (3) months of the date the application is received at the office of the board of any license to practice dentistry held previously or currently in any state or jurisdiction;
 - (e) Submit to a criminal background check from the Administrative Office of the Courts in Kentucky, from the state or states of residence for the last five (5) years, or by fingerprint; and
 - (f) Provide a written explanation for any positive returns on a query of the National Practitioner Data Bank.
- (2) If an individual is reinstating a license that was retired within the two (2) consecutive years immediately preceding the filing of the reinstatement application, the individual shall provide proof of having met the continuing education requirements as outlined in Section 9 of this administrative regulation within those two (2) years.
- (3) If the applicant has not actively practiced dentistry in the two (2) consecutive years immediately preceding the filing of the reinstatement application, the applicant shall complete and pass a refresher course approved by the board.
- (4) If a license is reinstated in the first year of a renewal biennium, the licensee shall complete all of the continuing education requirements as outlined in Section 9 of this administrative regulation prior to the renewal of his license.
- (5) If a license is reinstated in the second year of a renewal biennium, the licensee shall complete one-half of the hours as outlined in Section 9 of this administrative regulation prior to the

renewal of his license.

Section 13. Requirements for Verification of Licensure. Each individual desiring verification of a dental license shall:

(1) Submit a signed and completed "Verification of Licensure or Registration Form"; and

(2) Pay the fee required by 201 KAR 8:520.

Section 14. Requesting a Duplicate License. Each individual desiring a duplicate dental license shall:

(1) Submit a signed and completed "Duplicate License or Registration Request Form"; and

(2) Pay the fee required by 201 KAR 8:520.

Section 15. Issuance of Initial Licensure. If an applicant has completed all of the requirements for licensure within six (6) months of the date the application was received at the office of the board, the board shall:

(1) Issue a license in sequential numerical order; or

(2) Deny licensure due to a violation of KRS Chapter 313 or the administrative regulations promulgated thereunder.

Section 16. Incorporation by Reference.

(1) The following material is incorporated by reference:

(a) "Application for Dental Licensure", July 2010;

(b) "Statement Regarding Student Licensure Limitations", July 2010;

(c) "Statement Regarding Faculty Licensure Limitations", July 2010;

(d) "Application for Charitable Dental Licensure," July 2010;

(e) "Application for Specialty Licensure", July 2010;

(f) "Application for Renewal of Dental Licensure", July 2010;

(g) "Retirement of License Form", July 2010;

1 (h) “Application to Reinstate a Dental License”, July 2010;

2 (i) “Verification of Licensure or Registration Form”, July 2010; and

3 (j) “Duplicate License or Registration Form”, July 2010.

4 (2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at
5 the Kentucky Board of Dentistry, 312 Whittington Parkway, Suite 101, Louisville, Kentucky,
6 40222, Monday through Friday, 8:00 a.m. to 4:30 p.m. This material is also available on the
7 board’s Web site at <http://dentistry.ky.gov>.

DR. WILLIAM P. BOGGESS, DMD, Board President

July 10, 2010
Date

PUBLIC HEARING AND PUBLIC COMMENT PERIOD: A public hearing on this administrative regulation shall be held on Tuesday, August 31, 2010, at 9:00 a.m. at the office of the Board of Dentistry, 312 Whittington Parkway, Suite 101, Louisville, KY 40222. Individuals interested in being heard at this hearing shall notify this agency in writing no later than August 24, 2010, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made.

If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted until August 31, 2010.

Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

Contact person: Brian K. Bishop, Executive Director, Board of Dentistry, 312 Whittington Parkway, Suite 101, Louisville, KY, 40222. Phone (502) 429-7280, fax (502) 429-7282, email briank.bishop@ky.gov.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Administrative Regulation #: **201 KAR 8:530. Licensure of Dentists.**

Contact Person: Brian K. Bishop, Executive Director
Board of Dentistry

(1) Provide a brief summary of:

(a) What this administrative regulation does: **This administrative regulation establishes requirements and procedures for the licensure of dentists as mandated by 2010 Ky. Acts ch. 85, sec. 6.**

(b) The necessity of this administrative regulation: **This administrative regulation is necessary to implement 2010 Ky. Acts ch. 85, sec. 6, which requires the board to promulgate administrative regulations regarding the licensure of dentists.**

(c) How this administrative regulation conforms to the content of the authorizing statute: **This administrative regulation provides information necessary about the classification of and licensure of dentists, by examination or credentials, the licensure of specialists, student limited licenses, faculty limited licenses, reciprocity, retirement of a license, reinstatement of a license, charity licenses and renewal programs as required by 2010 Ky. Acts ch. 85, sec. 6.**

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: **This administrative regulation sets out the procedure for the licensure of dentists, by examination or credentials, the licensure of specialists, student limited licenses, faculty limited licenses, reciprocity, retirement of a license, reinstatement of a license, charity licenses and renewal programs as required by 2010 Ky. Acts ch. 85, sec. 6.**

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: **N/A**

(b) The necessity of the amendment to this administrative regulation: **N/A**

(c) How the amendment conforms to the content of the authorizing statute: **N/A**

(d) How the amendment will assist in the effective administration of the statutes: **N/A**

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: **This administrative regulation will impact 3119 currently licensed dentists and approximately 125 new applicants per year. Additionally, the Kentucky Board of Dentistry will be affected by this administrative regulation.**

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment,

including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: **There are no new actions for licensees to take in order to comply with this administrative regulation. The Kentucky Board of Dentistry is charged by 2010 Ky. Acts ch. 85 to regulate the practice of dentistry in the Commonwealth.**

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): **From 201 KAR 8:520E:**

(1) **The initial licensure fee for a general dental license applied for in a non-renewal year shall be \$325.**

(2) **The initial licensure fee for a general dental license applied for in a renewal year shall be \$175.**

(3) **The renewal fee for a general dental license appropriately renewed on or before the expiration of the license shall be \$295.**

(4) **The renewal reinstatement fee for a general dental license renewed between January 1 and January 15 of the year following the expiration of the license shall be \$280 in addition to the renewal fee.**

(5) **The renewal reinstatement fee for a general dental license renewed between January 16 and January 31 of the year following the expiration of the license shall be \$560 in addition to the renewal fee.**

(6) **The renewal reinstatement fee for a general dental license renewed on or after February 1 of the year following the expiration of the license shall be \$1,120 in addition to the renewal fee.**

(7) **The initial fee for a dental anesthesia or sedation permit shall be \$250.**

(8) **The renewal fee for a dental anesthesia or sedation permit shall be seventy-five (75) dollars and is in addition to the renewal fee for a general dental license.**

(9) **The initial fee for an anesthesia or sedation facility certificate shall be \$250.**

(10) **The renewal fee for an anesthesia or sedation facility certificate shall be seventy-five (75) dollars.**

(11) **The specialty license application fee shall be \$100.**

(12) **The specialty license renewal fee shall be fifty (50) dollars and is in addition to the renewal fee for a general dental license.**

(13) **The fee for reinstatement of a properly retired general dental license shall be \$350.**

(14) **The fee for reinstatement of a properly retired specialty license shall be fifty (50) dollars and is in addition to the renewal fee for a general dental license.**

The Board is a self funded agency who's budget was approved in HB 1 of the 2010 Extraordinary Session of the General Assembly. HB 1 provided for FY 2010 – 2011 an allotment of \$705,400 and for FY 2011 – 2012 and allotment of \$714,000.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): **The Kentucky Board of Dentistry is the regulatory agency and accrues no benefits from the regulations but rather provides enforcement of the chapter and processes for it licensees to legally practice dentistry in the Commonwealth.**

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation: **The Board is a self funded agency whose budget was approved in HB 1 of**

the 2010 Extraordinary Session of the General Assembly. HB 1 provided for FY 2010 – 2011 an allotment of \$705,400 and for FY 2011 – 2012 and allotment of \$714,000. The Kentucky Board of Dentistry receives no monies from the General Fund.

(a) Initially: **No additional costs are expected.**

(b) On a continuing basis: **No additional costs are expected.**

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: **The implementation and enforcement of this regulation are fully funded by licensing fees paid by dentists as part of compliance with this regulation.**

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: **The fees found in 201 KAR 8:520E make the agency financially solvent.**

(8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees: **This administrative regulation does not establish fees or directly or indirectly increase any fees.**

(9) TIERING: Is tiering applied? **This administrative regulation applies tiering by identifying each classification of licensure available to dentists in the Commonwealth of Kentucky. General dental licenses are the standard, full license type available, and applicants are therefore subject to the full complement of requirements. Reporting requirements are reduced for student, faculty, and charitable limited license applicants as they are subject to restrictions of practice. Specialty license holders are subject to additional reporting requirements as they hold a more advanced license than general dentists.**

FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

Regulation No. 201 KAR 8:530.

Contact Person: Brian K. Bishop, Executive Director,
Board of Dentistry

1. Does this administrative regulation relate to any program, service, or requirements of a state or local government (including cities, counties, fire departments, or school districts)?

Yes X No

If yes, complete questions 2-4.

2. What units, parts or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation?

The Kentucky Board of Dentistry is the only state government entity which will be impacted by this regulation.

3. Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation.

2010 Ky. Acts ch. 85

4. Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

There will be no new net fiscal affect on the Kentucky Board of Dentistry as the agency is a fully self funded agency and receives no general fund dollars.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year?

Compliance with this regulation will provide the agency with enough money to meets its budgetary obligations as set forth in HB1 of the 2010 Extraordinary Session of the General Assembly.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years?

Compliance with this regulation will provide the agency with enough money to meets its budgetary obligations as set forth in HB1 of the 2010 Extraordinary Session of the General Assembly.

(c) How much will it cost to administer this program for the first year?

FY 2010 – 2011 as allocated in HB 1 from the 2010 Extraordinary Session of the General Assembly is \$705,400

(d) How much will it cost to administer this program for subsequent years?

FY 2011 – 2012 as allocated in HB 1 from the 2010 Extraordinary Session of the General Assembly is \$714,000

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-):

Expenditures (+/-):

Other Explanation:

SUMMARY OF MATERIAL INCORPORATED BY REFERENCE

- (1) The “Application for Dental Licensure” is the 2 page application form that individuals are required to file in order to be licensed to practice dentistry in the Commonwealth of Kentucky. 2010 Ky. Acts ch. 85, sec. 6 requires the board to define requirements for licensure.
- (2) The “Statement Regarding Student Licensure Limitations” is the 1 page addendum required for individuals seeking limited licensure to practice dentistry as part of a postgraduate, residency, or fellowship program at a dental school in the Commonwealth of Kentucky. 2010 Ky. Acts ch. 85, sec. 6 requires the board to define requirements for licensure.
- (3) The “Statement Regarding Faculty Licensure Limitations” is the 1 page addendum required for individuals seeking limited licensure to practice dentistry as a faculty member of a dental school in the Commonwealth of Kentucky. 2010 Ky. Acts ch. 85, sec. 6 requires the board to define requirements for licensure.
- (4) The “Application for Charitable Dental Licensure” is the 2 page application form that individuals who hold a license to practice dentistry in another state are required to file in order to be licensed to practice charitable dentistry in the Commonwealth of Kentucky. 2010 Ky. Acts ch. 85, sec. 6 requires the board to define requirements for licensure.
- (5) The “Application for Specialty Licensure” is the 1 page application form that individuals are required to file in order to be licensed to practice dentistry as a specialist in the Commonwealth of Kentucky. 2010 Ky. Acts ch. 85, sec. 6 requires the board to define requirements for licensure.
- (6) The “Application for Renewal of Dental Licensure” is the 2 page application form that licensees are required to file in order to renew an active license to practice dentistry in the Commonwealth of Kentucky. 2010 Ky. Acts ch. 85, sec. 6 requires the board to organize renewal programs for dentists.
- (7) The “Retirement of License Form” is the 1 page form that licensees are required to file in order to retire an active license in good standing in the Commonwealth of Kentucky. 2010 Ky. Acts ch. 85, sec. 6 requires the board to define programs for the retirement of a license.
- (8) The “Application to Reinstate a Dental License” is the 2 page form that licensees are required to file in order to reinstate a license to practice dentistry in the Commonwealth of Kentucky which has been properly retired. 2010 Ky. Acts ch. 85, sec. 6 requires the board to define programs for the reinstatement of a license.
- (9) The “Verification of Licensure or Registration Form” is the 1 page form that individuals are required to file in order to request an official verification of licensure in the Commonwealth of Kentucky. 2010 Ky. Acts ch. 85, sec. 6 requires the board to define processes related to the licensure of dentists.
- (10) The “Duplicate License or Registration Form” is the 1 page form that individuals are required to file in order to request a duplicate copy of an active dental license issued by the board. 2010 Ky. Acts ch. 85, sec. 6 requires the board to define processes related to the licensure of dentists.